

1 LAW OFFICES OF SCOTT L. TEDMON  
2 A Professional Corporation  
3 SCOTT L. TEDMON, CA. BAR # 96171  
4 1050 Fulton Avenue, Suite 218  
5 Sacramento, California 95825  
6 Telephone: (916) 482-4545  
7 Facsimile: (916) 482-4550  
8 Email: [tedmonlaw@comcast.net](mailto:tedmonlaw@comcast.net)

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10 Attorney for Defendant  
11 TROY URIE

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13  
14 IN THE UNITED STATES DISTRICT COURT  
15 FOR THE EASTERN DISTRICT OF CALIFORNIA

16  
17 UNITED STATES OF AMERICA, )  
18 Plaintiff, ) NO. CR.S-03-534 FCD  
19 )  
20 v. ) STIPULATION AND ORDER  
21 ) TO CONTINUE BRIEFING  
22 ) SCHEDULE; FINDING  
23 ) OF EXCLUDABLE TIME  
24 TROY URIE, )  
25 Defendant. )  
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27 The United States of America, through Assistant U.S. Attorney Heiko Coppola, and  
28 defendant Troy Urie, through his counsel Scott L. Tedmon, hereby stipulate and agree as follows:

1. The Court has previously excluded time under the Speedy Trial Act through May 10, 2010 under 18 U.S.C. §3161(h)(7)(B)(ii) and (iv), [Local Code T2 and T4], complex case and counsel's need for time to prepare, including the preparation and filing of a substantive defense motion.

2. On February 8, 2010, the Court set a briefing schedule wherein the defense motion was to be filed by March 15, 2010. Counsel for defendant Urie needs additional time to research and prepare the motion. The parties have agreed on the following proposed briefing schedule:

29 Defense motion due: April 5, 2010

30 Government response due: May 3, 2010

31 Defense reply due: May 17, 2010

1 Non-evidentiary hearing on motion: June 1, 2010 at 10:00 a.m.

2 In addition to this defense motion, the defense continues to conduct their investigation and  
3 review of the case. Based on these factors, the parties stipulate that the Court's finding of  
4 complexity and counsel's need for time to prepare pursuant to 18 U.S.C. § 3161(h)(7)(B)(ii) and (iv)  
5 is appropriate.

6 3. The parties stipulate and agree that the Court should reiterate its previous finding that  
7 time should be excluded under the Speedy Trial Act, pursuant to 18 U.S.C. §3161(h)(7)(B)(ii) and  
8 (iv), [Local Code T2 and T4], and that the ends of justice therefore outweigh the best interest of the  
9 public in a speedy trial.

10 4. Accordingly, it is hereby stipulated and the parties agree that time be excluded from  
11 March 15, 2010 through June 1, 2010 under the Speedy Trial Act pursuant to 18 U.S.C.  
12 §3161(h)(7)(B)(ii) and (iv), [Local Code T2 and T4], in that this case is complex, counsel for the  
13 parties need time to prepare, and that the ends of justice outweigh the best interest of the public in  
14 a speedy trial.

15 5. Michele Krueger has approved the requested court date.

16 6. Scott L. Tedmon has been authorized by the government's counsel to sign this stipulation  
17 on his behalf.

18 **IT IS SO STIPULATED.**

19 DATED: March 15, 2010

BENJAMIN B. WAGNER  
United States Attorney

20  
21 /s/ Heiko Coppola  
HEIKO COPPOLA  
22 Assistant United States Attorney

23 DATED: March 15, 2010

LAW OFFICES OF SCOTT L. TEDMON

24 /s/ Scott L. Tedmon  
SCOTT L. TEDMON  
25 Attorney for Defendant Troy Urie

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## ORDER

3           GOOD CAUSE APPEARING and based upon the above stipulation, the Court adopts the  
4           briefing schedule and IT IS ORDERED:

5 || Defense motion due: April 5, 2010

6 Government response due: May 3, 2010

7 || Defense reply due: May 17, 2010

8 Non-evidentiary hearing on motion: June 1, 2010 at 10:00 a.m.

9 The Court reiterates its previous finding that time be excluded under the Speedy Trial Act  
10 pursuant to 18 U.S.C. §3161(h)(7)(B)(ii) and (iv), [Local Code T2 and T4], in that the case is  
11 complex, that counsel needs additional time to prepare, and that the ends of justice therefore  
12 outweigh the best interest of the public in a speedy trial.

13 Accordingly, IT IS FURTHER ORDERED that pursuant to 18 U.S.C. §3161(h)(7)(B)(ii) and  
14 (iv), [Local Code T2 and T4] the period from March 15, 2010, to and including June 1, 2010, is  
15 excluded from the time computations required by the Speedy Trial Act.

16 IT IS SO ORDERED.

18 | DATED: March 15, 2010



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FRANK C. DAMRELL, JR.  
UNITED STATES DISTRICT JUDGE